



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Here application of: **John Kavanaugh**

Serial Number: **10/728,719**

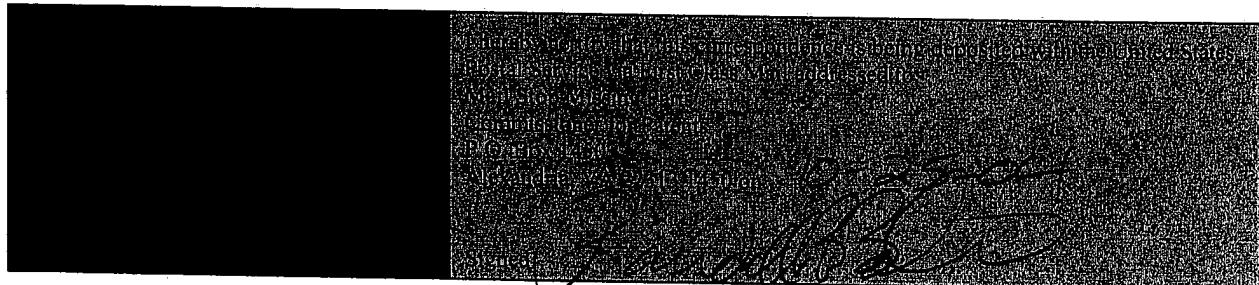
Filed: **December 5, 2003**

Group: **2837**

Examiner: \_\_\_\_\_

For: **BANJO PICK-UP SYSTEM**

Attorney Docket: **2304.JKAV.NP**



**RESPONSE TO NOTICE OF MISSING PARTS**

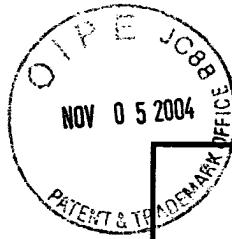
Dear Sir:

In response to the notice to file missing parts of August 25, 2004, please file the included statutory filing fee, late oath or declaration fee, and additional claim fee, totaling \$786.00, and the included ~~and~~ drawings.

Sincerely,

BATEMAN IP LAW GROUP

Randall B. Bateman



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**TRANSMITTAL  
FORM**

*(to be used for all correspondence after initial filing)*

		Application Number	10/728,719
		Filing Date	December 5, 2003
		First Named Inventor	John Kavanaugh
		Group Art Unit	
		Examiner Name	
Total Number of Pages in This Submission	10	Attorney Docket No.	2304.JKAV.NP

**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Extension of Time Request _____ month	<input type="checkbox"/> Maintenance Fee Transmittal _____ year
<input type="checkbox"/> Appeal Communication: <input type="checkbox"/> Appeal Notice <input type="checkbox"/> Appeal Brief <input type="checkbox"/> Reply Brief	<input type="checkbox"/> Fee Calculation Table	<input checked="" type="checkbox"/> Missing Parts Response
<input type="checkbox"/> Assignment with Cover Sheet	<input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form 1449 <input type="checkbox"/> Copies of IDS References	<input type="checkbox"/> Notification of Change of Attorney Address & Docket Number
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Issue Fee Transmittal & Advance Order	<input checked="" type="checkbox"/> Return Postcard
<input type="checkbox"/> Check in the amount of \$_____		<input type="checkbox"/> Revocation & Power of Attorney
<input type="checkbox"/> Credit card authorization in the amount of \$_____		<input type="checkbox"/> Status Inquiry
<input type="checkbox"/> Declaration & Power of Attorney		<input type="checkbox"/> Other:
<input checked="" type="checkbox"/> Drawings 7 sheets <input type="checkbox"/> Formal <input type="checkbox"/> Informal		

**Remarks:**

On October 25, 2004 we filed a response to the notice of missing parts in the above referenced case. It appears that a copy of the Notice to file Missing parts of non provisional application was inadvertently omitted. Enclosed please find a copy of all documents filed other than the credit card authorization, along with the Notice.

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

Attorney for Applicant	Randall B. Bateman, Registration No. 37,774 4 Triad Center, Suite 825 P. O. Box 1319 Salt Lake City, Utah 84110 (801) 533-0320 telephone; (801) 533-0323 facsimile		
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Signature		Date	11-01-04
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**CERTIFICATE OF MAILING UNDER 37 CFR § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, on the date indicated below, in an envelope addressed to Mail Stop Amendment - No Fee, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Typed or Printed Name	Randall B. Bateman 		
Signature		Date	11-01-04

If



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/728,719	12/05/2003	John Kavanaugh	2304.JKAV.NP

27472  
 RANDALL B. BATEMAN  
 BATEMAN IP LAW GROUP  
 4 TRIAD CENTER, SUITE 825  
 PO BOX 1319  
 SALT LAKE CITY, UT 84110



**CONFIRMATION NO. 1733**  
**FORMALITIES LETTER**



\*OC000000013623518\*

Date Mailed: 08/25/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1); See Figure(s) 2, 4-5.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$336** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$786** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$336**
  - **\$129** for **3** independent claims over **3**.
  - **\$207** for **23** total claims over **20**.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*Z. Araya*  
*A copy of this notice **MUST** be returned with the reply.*

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Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE